

KEVIN V. RYAN (CSBN 118321)
United States Attorney

MARK L. KROTOSKI (CSBN 138549)
Chief, Criminal Division

150 Almaden Avenue, Suite 900
San Jose, California 95113
Telephone: (408) 535-5035
FAX: (408) 535-5081
E-Mail: Mark. Krotoski@usdoj.gov

Attorneys for Plaintiff

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

SAN JOSE DIVISION

E-FILED - 9/21/06

UNITED STATES OF AMERICA,
Plaintiff,
v.
PHILIP KANG,
aka haul, aka 55, aka 22,
Defendant.

No. CR 05-00795-RMW

STIPULATION REQUESTING
CONTINUANCE OF SENTENCING
HEARING AND ORDER

It is hereby stipulated and agreed between defendant Philip Kang, by and through his counsel of record, Robert Mintz, L. Julius M. Turman, Esq., and Geoffrey N. Rosamond, Esq., and the United States, by and through Assistant United States Attorney Mark L. Krotoski, as follows:

1. This matter is presently set for a sentencing hearing on September 25, 2006 at 9:00 a.m.
2. The parties need further time to discuss sentencing issues in this case, and the terms of the plea agreement continue to apply.

For the foregoing reasons, and that the ends of justice are served by continuing this case, the parties stipulate and request to a continuance of the sentencing hearing from September 25, 2006 at 9:00 a.m. to October 30, 2006 at 9:00 a.m., or the next available date.

// // //

STIPULATION REQUESTING CONTINUANCE OF SENTENCING HEARING AND ORDER
CR 05-00795-RMW

1 IT IS SO STIPULATED.

2 Dated: September 19, 2006

KEVIN V. RYAN
United States Attorney

3
4 /s/

5 MARK L. KROTOSKI
Assistant United States Attorney

6 Dated: September 19, 2006

7 /s/

8 L. JULIUS M. TURMAN
ROBERT MINTZ
9 GEOFFREY N. ROSAMOND
Attorneys for Defendant

10
11 IT IS SO ORDERED.

12 Upon good cause shown, the sentencing hearing is continued from September 25, 2006 at
13 9:00 a.m. to October 30, 2006 at 9:00 a.m.

14 Dated: September 21, 2006

15 /S/ RONALD M. WHYTE
16 RONALD M. WHYTE
United States District Judge

1 Distribute To:

2 L. Julius M. Turman, Esq.
3 Morgan Lewis & Bockius, LLP
4 (415) 442-1001

5 Robert Mintz, Esq.
6 Geoffrey N. Rosamond, Esq.
7 McCarter English
8 100 Mulberry Street
9 Four Gateway Center
10 Newark, NJ 07102
11 FAX (973) 624-7070

12 Mark L. Krotoski
13 AUSA
14 150 Almaden Boulevard, Suite 900
15 San Jose, CA 95113

16 Ben Flores
17 U.S. Probation Officer
18 280 South First Street
19 San Jose, CA 95113
20
21
22
23
24
25
26
27
28